

**FEB 08 2006**

Docket No. P1588US01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: RAPAICH, Mark  
Serial No: 09/886,481  
Filed: 06/21/2001  
For: MODULAR COMPUTER

Examiner: DUONG, Hung V.  
Group Art Unit: 2835  
Deposit Account No. 50-0439

Attention: Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Petition to Revive an Unintentionally Abandoned Application  
Under the Provisions of 37 C.F.R. 1.137(b)**

The above-identified application became abandoned for failure to file a timely and proper response to the Notice of Allowance mailed on May 19, 2005, which set a three month period for response. The abandonment date of this application was August 20, 2005.

Applicant's attorneys respectfully petition the Commissioner for Patents to revive the above-identified application under the provisions of 37 C.F.R. 1.137(b) on the ground that the entire delay causing the abandonment of the above-identified application was unintentional.

Per PTO Rule 137(b), enclosed with this Petition to Revive and above statement that the delay was unintentional is:

- a) the petition fee in the sum required under 37 C.F.R. § 1.17(m) (see Deposit Account authorization below);
- b) the Issue Fee Transmittal; and
- c) the issue fee in the amount of \$1400.00 (see the Deposit Account authorization in the Issue Fee Transmittal).

FEB 08 2006

The Commissioner is hereby authorized to charge Deposit Account No. 50-0439 for the revival petition fee of \$1500.00.

Respectfully submitted,

GATEWAY, INC.

By 

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Date: February 8, 2006